## New claims 1 and 2 as attached to the Preliminary Report on Patentability

1. Rail fastening for securing a rail (10, 100, 222, 224, 252) whose foot (18, 154, 258) indirectly or directly rests on a concrete sleeper (16, 104, 148, 226, 260), comprising at least one elastic clip (20, 22, 144, 184, 186) having several legs (28, 30, 32, 34, 36, 38, 40) of which at least one leg extends inside a receptacle such as a shoulder (42, 44, 134, 236, 238, 240, 176, 178, 180, 182) or channel of a holder (24, 26, 142, 170, 232) that is connected to the concrete sleeper, and at least one further leg rests on the rail foot, where the holder (24, 26, 142, 170, 232) is arranged detachably in the concrete sleeper (16, 104, 148, 226, 260) and is connected to the concrete sleeper by a bolt element (82, 84, 214).

wherein

the holder (24, 26, 142, 170, 232) is arranged in an insert (64, 160, 200) comprising electrically insulating material and being cast into the concrete sleeper (16, 104, 148, 226, 260).

2. Rail fastening according to Claim 1,

wherein

the insert (64, 160, 200) has in a plane running parallel to the surface of the concrete sleeper (16, 104, 148, 226, 260) a cross-section differing from a circular geometry and wherein the holder (24, 26, 142, 170, 232) positively engages in the insert.